


SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 		<p>A. Signature <i>Jim Hicks</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Jim Hicks</i> C. Date of Delivery <i>9/25/17</i></p> <p>Address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No delivery address below: <input type="checkbox"/> Yes <input type="checkbox"/> No</p>	
<p>Ms. Lauren Myers Senior Regulatory Manager Spectrum Brands, Inc. One Rider Trail Plaza Drive, Suite 300 Earth City, Missouri 63045</p>			
 9590 9402 2525 6306 9817 66		<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> Mail Restricted Delivery (0)</p>	
<p>2. Article Number (Transfer from service label)</p> <p>7016 2710 0000 2872 2162</p>			
PS Form 3811, July 2015 PSN 7530-02-000-9053		Domestic Return Receipt	

U.S. Postal Service™	
CERTIFIED MAIL® RECEIPT	
Domestic Mail Only	
For delivery information, visit our website at usps.com	
OFFICIAL	
Certified Mail Fee	
Extra Services & Fees	
<input type="checkbox"/> Return Receipt (hard copy)	
<input type="checkbox"/> Return Receipt (electronic)	
<input type="checkbox"/> Certified Mail	
<input type="checkbox"/> Insured Mail	
<p><i>Schulze, C.</i> <i>9/20/17</i></p> <p>Ms. Lauren Myers Senior Regulatory Manager Spectrum Brands, Inc. One Rider Trail Plaza Drive, Suite 300 Earth City, Missouri 63045</p>	
To	Mark Here
Sent by	
Street and	
City, State, ZIP+4®	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

USPS TRACKING #



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

9590 9402 2525 6306 9817 66

United States
Postal Service

• Sender: Please print your name, address, and ZIP+4® in this box•

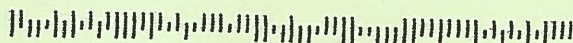
Chad Schulze /dc
Office of Compliance & Enforcement
Mail Stop OCE - 101
1200 Sixth Avenue, Suite 900
Seattle, Washington 98101-3140

RECEIVED

SEP 28 2015

U.S. EPA REGION
Office of Compliance and Enforcement

914025



Certified Mail service provides the following benefits:

- A receipt (this portion of the Certified Mail label).
- A unique identifier for your mailpiece.
- Electronic verification of delivery or attempted delivery.
- A record of delivery (including the recipient's signature) that is retained by the Postal Service™ for a specified period.

Important Reminders:

- You may purchase Certified Mail service with First-Class Mail®, First-Class Package Service®, or Priority Mail® service.
- Certified Mail service is *not* available for international mail.
- Insurance coverage is *not* available for purchase with Certified Mail service. However, the purchase of Certified Mail service does not change the insurance coverage automatically included with certain Priority Mail items.
- For an additional fee, and with a proper endorsement on the mailpiece, you may request the following services:
 - Return receipt service, which provides a record of delivery (including the recipient's signature). You can request a hardcopy return receipt, complete PS Form 3811, *Domestic Return Receipt*; attach PS Form 3811 to your mailpiece;

for an electronic return receipt, see a retail associate for assistance. To receive a duplicate return receipt for no additional fee, present this USPS®-postmarked Certified Mail receipt to the retail associate.

- Restricted delivery service, which provides delivery to the addressee specified by name, or to the addressee's authorized agent.
- Adult signature service, which requires the signee to be at least 21 years of age (not available at retail).
- Adult signature restricted delivery service, which requires the signee to be at least 21 years of age and provides delivery to the addressee specified by name, or to the addressee's authorized agent (not available at retail).
- To ensure that your Certified Mail receipt is accepted as legal proof of mailing, it should bear a USPS postmark. If you would like a postmark on this Certified Mail receipt, please present your Certified Mail item at a Post Office™ for postmarking. If you don't need a postmark on this Certified Mail receipt, detach the barcoded portion of this label, affix it to the mailpiece, apply appropriate postage, and deposit the mailpiece.

IMPORTANT: Save this receipt for your records.

PS Form 3800, April 2015 (Reverse) PSN 7530-02-000-9047



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10

1200 Sixth Avenue, Suite 900
Seattle, Washington 98101-3140

OFFICE OF
COMPLIANCE AND ENFORCEMENT

SEP 20 2017

Reply to: OCE-101

CERTIFIED MAIL — RETURN RECEIPT REQUESTED

Ms. Lauren Myers
Senior Regulatory Manager
Spectrum Brands, Inc.
One Rider Trail Plaza Drive, Suite 300
Earth City, Missouri 63045

Re: **Stop Sale, Use, or Removal Order for the unregistered pesticide product "Black Flag Disposable Fly Trap"**
Docket No. FIFRA-10-2017-0106

Dear Ms. Myers:

Thank you for contacting the U.S. Environmental Protection Agency, Region 10 ("EPA") on September 7, 2017, regarding the above-captioned Stop Sale, Use, or Removal Order ("Order") prohibiting the distribution, sale, or use of the unregistered pesticide product "Black Flag Disposable Fly Trap." I am writing to correct a typographical error in the Order and to discuss next steps.

In particular, Paragraph 23 of the Order states:

23. On January 4, 2017, EPA Region 10 received the analytical results from WSDA CHL. The results showed that all three traps contained Indole (CAS #120-72-9) at concentrations varying between 8.10 and 11.3 **percent by weight**. The results also showed that each trap contained trace amounts of 2-piperidinone (CAS #675-20-7). [Emphasis added.]

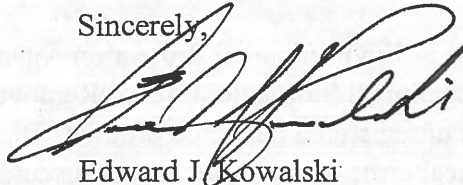
The paragraph should state, "The results showed that all three traps contained Indole (CAS #120-72-9) at concentrations varying between 8.10 and 11.3 **parts per million**." The use of "percent by weight" is a typographical error; EPA evaluated the product's regulatory status based on the analytical results showing 8.10 and 11.3 ppm. The presence of this substance, in addition to the pesticidal claims made on the product labeling, renders this product a pesticide requiring registration.

Please note that the Order applies only to products under Chemsico's ownership, control or custody which are unregistered pesticides. See Paragraph 41 of the Order. Therefore, if Chemsico demonstrates that existing stocks of Black Flag Disposable Fly Trap products do not contain Indole or 2-piperidinone, then the Order would not apply to those products.

During a September 7, 2017, telephone conversation with Chad Schulze of my staff you requested copies of the analytical methods our laboratory used to detect Indole and 2-piperidinone, split samples, photographs of the products collected during a pesticide retail inspection, and batch numbers of the products collected. Last week, Mr. Schulze provided you the analytical methods used by the Washington State Department of Agriculture Chemical and Hop Laboratory and photographs of the product sampled in September 2016. As Mr. Schulze noted during your phone conversation, the batch codes for the products sampled are provided in the Order (see Paragraph 22). Lastly, Mr. Schulze will be shipping split samples of each batch collected this week. Please be sure to sign, date and return the Chain of Custody accompanying the samples. You also expressed to Mr. Schulze and, through counsel, to Brett Dugan, that the presence of Indole in the product may be the result of a degradation process post manufacturing. In this case, testing of new product batches is necessary to establish the absence of Indole in newly manufactured products.

Thank you for your cooperation in this matter and your prompt response once you received the Order. Note that Paragraph 44 of the Order requires a written response within 30 days of receipt of the Order describing the steps Chemsico will take or took to comply with FIFRA, as well as a current inventory of the product subject to the Order. If you have any questions, please contact Mr. Schulze at U.S. EPA Region 10, 1200 Sixth Avenue, Suite 900 (OCE-101), Seattle, Washington 98101, or by email at Schulze.Chad@epa.gov. Mr. Schulze may be reached by telephone at (206) 553-0505. Questions from legal counsel should be directed to Mr. Brett Dugan, Office of Regional Counsel, at (206) 553-8562 or by email at dugan.brett@epa.gov.

Sincerely,



Edward J. Kowalski
Director

cc: Mr. Randy Lewis
President
Chemsico, Inc., a Division of United Industries Corporation, LLC

Mr. Paul Dame
Senior Counsel
Lowe's Companies, Inc.